S.B. Criminal Misc. Bail Application No.38/2007
Date : 08.01.2007

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. N.K. Rastogi for the applicant.
Mr. V.R. Mehta, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that the statements of the witnesses recorded would disclose that on account of small dispute that was in relation to daughter who was going to be married with Om and the deceased never wanted that she would marry Om, therefore, she committed suicide. It has been submitted that nobody has stated that accused applicant ill-treated or maltreated the deceased or there was any cruel behaviour against the deceased. He further submits that it is a pure and simple case where the deceased committed suicide.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me.

Without expressing any opinion on the merit of the case while taking into consideration the overall facts and circumstances of the present case and the statements of the witnesses recorded in this case who are near relatives, I deem it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that applicant Bakchu Lal s/o Mohan Kumar shall be released on bail in FIR No.270/2006 P.S. Sadar, Bhilwara, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

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